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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 RODDY HORSLEY,

10 Plaintiff,

11 v.

12 STATE OF WASHINGTON, *et al.*,

13 Defendants.

No. C09-5680 RJB/KLS

CORRECTED ORDER GRANTING
APPLICATION TO PROCEED IN
FORMA PAUPERIS AND DIRECTING
INSTITUTION TO CALCULATE,
COLLECT, AND FORWARD
PAYMENTS

14
15 The court previously granted Plaintiff's application to proceed *in forma pauperis* (Dkt.
16 3), but mistakenly referred to Plaintiff's place of incarceration as the Special Commitment
17 Center (SCC) in Steilacoom, Washington. *Id.* Plaintiff is incarcerated at the Stafford Creek
18 Corrections Center (SCCC). Accordingly, this corrected order granting Plaintiff's application to
19 proceed *in forma pauperis* is required and the court does hereby find and **ORDER:**

20 Plaintiff's declaration indicates he is unable to afford the court's filing fee or give
21 security therefor. Accordingly, Plaintiff's application to proceed as a pauper is **GRANTED.** As
22 set forth below, an initial partial filing fee will be collected, and Plaintiff is required to
23 make monthly payments of 20 percent of the preceding months income credited to his/her
24 account until the full amount of the filing fee is satisfied.
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1 Pursuant to 28 U.S.C. § 1915 and Plaintiff's approved application to proceed *in forma*
2 *pauperis*, the agency having custody of the above named Plaintiff is directed to calculate an
3 initial partial filing fee equal to 20 percent of greater of -- the average monthly deposits to the
4 prisoner's account or the average monthly balance in the prisoner's account for the 6-month
5 period immediately preceding the date of this Order. The initial partial filing fee should be
6 forwarded to the Court Clerk as soon as practicable.
7

8 Subsequently, if the prisoner's account exceeds \$10.00, each month the agency is
9 directed to collect and forward payments equal to 20 percent of the prisoner's preceding month's
10 income credited to the prisoner's account. In the event that the monthly payment would reduce
11 the prisoner's account below \$10.00, the agency should collect and forward only that amount
12 which would reduce the prisoner's account to the \$10.00 level. Please note that this \$10.00 limit
13 does not apply to the initial partial filing fee described above. Finally, the monthly payments
14 should be collected and forwarded to the court until the entire filing fee (\$350.00) for this matter
15 has been paid.
16

17 The Clerk is directed to send plaintiff a copy of this Order and the General Order, along
18 with a copy of Plaintiff's Acknowledgment and Authorization portion of the IFP application to
19 the attention of the inmate account manager of the Stafford Creek Corrections Center, Aberdeen,
20 Washington.
21

22 DATED this 10th day of December, 2009.
23

24 
25 Karen L. Strombom
26 United States Magistrate Judge